

First Extraordinary Session
Seventy-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 23B-0023.01 Megan McCall x4215

HOUSE BILL 23B-1005

HOUSE SPONSORSHIP

Lynch, Armagost, Bockenfeld, Bradfield, Evans, Frizell, Hartsook, Pugliese, Soper, Taggart, Weinberg, Wilson, Winter T.

SENATE SPONSORSHIP

Pelton B., Gardner, Kirkmeyer, Liston, Lundeen, Pelton R., Rich, Simpson, Smallwood, Van Winkle, Will

House Committees

Transportation, Housing & Local Government

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING TAX RELIEF, AND, IN CONNECTION THEREWITH,**
102 **PROVIDING TEMPORARY PROPERTY TAX REDUCTIONS FOR THE**
103 **2023 PROPERTY TAX YEAR, PROVIDING TEMPORARY INCOME**
104 **TAX REDUCTIONS FOR THE 2023 INCOME TAX YEAR, AND**
105 **ESTABLISHING A TEMPORARY TASK FORCE TO MAKE**
106 **RECOMMENDATIONS CONCERNING PROPERTY TAXATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Section 2 of the bill, for property tax year 2023, reduces the

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

valuation for assessment to 25% for lodging property and non-residential property that is not lodging, agricultural, or renewable energy production property, producing mines, or lands or leaseholds producing oil and gas. Additionally, the valuation of assessment for lodging property and improved commercial property is 25% of an amount equal to the actual value minus the lesser of \$60,000 or the amount that reduces the valuation for assessment to \$1,000.

Sections 3 and 4, for property tax year 2023, reduce the valuation for assessment for multi-family residential real property and residential real property that is not multi-family to 6.5% of the amount equal to the actual value of such property minus the lesser of \$80,000 or the amount that causes the valuation for assessment of the property to be \$1,000.

Section 5 makes a conforming amendment.

Sections 6 and 7 modify the backfill mechanism established by Senate Bill 22-238 to offset reductions in local governmental entities' property tax revenue in order to require the backfill to be paid with unrestricted money in the general fund, including money that would otherwise have been required to be retained as a reserve to the unrestricted general fund year-end balance for the state fiscal year 2022-23. Additionally, the process established by Senate Bill 22-238 requires that the state treasurer issue a warrant to county treasurers for disbursement to local governmental entities no later than April 15, 2024. Section 6 also allows the warrant to be expedited if a county treasurer completes the reporting requirements regarding property tax revenue lost to local governmental entities on or before February 15, 2024.

Section 8 creates the property tax task force (task force). The task force consists of both members of the general assembly and individuals who are not members of the general assembly. The purpose of the task force is to develop a permanent and sustainable tax structure for the state of Colorado. The task force is required to:

- Convene by December 1, 2023;
- Meet as many times as necessary in 2023; and
- Submit a report by December 31, 2023 to the finance committees of the house of representatives and the senate.

After the task force makes its report the task force is disbanded.

Sections 9, 10, and 11, for the income tax year commencing on January 1, 2023, reduce both the individual and the corporate state income tax rates from 4.40% to 4% and exempt the rate reductions from the existing statutory requirements that tax expenditure legislation include a tax preference performance statement in a statutory legislative declaration.

Sections 12, 15, 16, 17, 18, and 19 delay several property tax deadlines for the 2023 property tax year.

Sections 13 and 14 modify provisions in the "Local Government Budget Law of Colorado" for the 2024 fiscal year to account for impacts

on a local government's budget due to changes to the assessed valuation of property within the local government's boundaries pursuant to the bill.

Section 22 waives the accrual of interest on delinquent property tax payments for the first payment of property taxes for the 2023 property tax year if a payment is made within 10 days after the mailing by the county treasurer of the property taxpayer's tax statement or notification of an electronic statement.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Short title.** The short title of this act is the "Honest
3 Tax Relief for Colorado Taxpayers Act".

4 **SECTION 2.** In Colorado Revised Statutes, 39-1-104, **amend**
5 (1)(b) and (1.8)(b) as follows:

6 **39-1-104. Valuation for assessment - definitions.**
7 (1) (b) Notwithstanding subsection (1)(a) of this section, for the property
8 tax year commencing on January 1, 2023, the valuation for assessment of
9 nonresidential property that is classified as lodging property is
10 temporarily reduced to ~~twenty-seven and nine-tenths~~ TWENTY-FIVE
11 percent of an amount equal to the actual value minus the lesser of ~~thirty~~
12 SIXTY thousand dollars or the amount that reduces the valuation for
13 assessment to one thousand dollars.

14 (1.8) (b) The valuation for assessment of all nonresidential
15 property that is not specified in subsection (1) or (1.8)(a) of this section
16 is twenty-nine percent of the actual value thereof; except that, for the
17 property tax year commencing on January 1, 2023, the valuation for
18 assessment of this property is temporarily reduced to:

19 (I) For all of the property listed by the assessor under any
20 improved commercial subclass codes, ~~twenty-seven and nine-tenths~~
21 TWENTY-FIVE percent of an amount equal to the actual value minus the
22 lesser of ~~thirty~~ SIXTY thousand dollars or the amount that reduces the

1 valuation for assessment to one thousand dollars; and

2 (II) ~~Twenty-seven and nine-tenths~~ TWENTY-FIVE percent of the
3 actual value of all other nonresidential property that is not specified in
4 subsections (1), (1.8)(a), and (1.8)(b)(I) of this section.

5 **SECTION 3.** In Colorado Revised Statutes, 39-1-104.2, **amend**
6 (3)(q) introductory portion, (3)(q)(II), (3)(r) introductory portion, and
7 (3)(r)(II) as follows:

8 **39-1-104.2. Residential real property - valuation for**
9 **assessment - legislative declaration - definitions.** (3) (q) ~~The ratio of~~
10 valuation for assessment for multi-family residential real property is 7.15
11 percent of THE actual value OF THE PROPERTY for property tax years
12 commencing on or after January 1, 2019; except that THE VALUATION FOR
13 ASSESSMENT OF THIS PROPERTY IS TEMPORARILY REDUCED AS FOLLOWS:

14 (II) For the property tax year commencing on January 1, 2023, the
15 ~~ratio of~~ valuation for assessment for multi-family residential real property
16 is temporarily reduced to ~~6.765 percent~~ 6.5 PERCENT of actual value.

17 (r) ~~The ratio of~~ valuation for assessment for all residential real
18 property other than multi-family residential real property is 7.15 percent
19 of THE actual value OF THE PROPERTY; except that THE VALUATION FOR
20 ASSESSMENT OF THIS PROPERTY IS TEMPORARILY REDUCED AS FOLLOWS:

21 (II) For the property tax year commencing on January 1, 2023, the
22 ~~ratio of~~ valuation for assessment for all residential real property other
23 than multi-family residential real property is ~~6.765 percent~~ 6.5 PERCENT
24 of actual value; and

25 **SECTION 4.** In Colorado Revised Statutes, 39-1-104.3, **amend**
26 (2) as follows:

27 **39-1-104.3. Partial real property tax reductions - residential**

1 **property - definitions - repeal.** (2) For the property tax year
2 commencing on January 1, 2023, the valuation for assessment for
3 residential real property is ~~six and seven hundred sixty-five thousandths~~
4 SIX AND ONE-HALF percent, as set forth in section 39-1-104.2 (3)(q)(II)
5 and (3)(r)(II), of the amount equal to the actual value, determined
6 pursuant to section 39-1-103, minus the lesser of ~~fifteen~~ EIGHTY thousand
7 dollars or the amount that reduces the valuation for assessment to one
8 thousand dollars.

9 **SECTION 5.** In Colorado Revised Statutes, 39-1-104.4, **amend**
10 (1) introductory portion and (1)(a) as follows:

11 **39-1-104.4. Adjustment of residential rate.** (1) The ~~ratio of~~
12 valuation for assessment for residential real property other than
13 multi-family residential real property for the property tax year
14 commencing on January 1, 2024, is equal to the percentage necessary for
15 the following to equal a total of seven hundred million dollars:

16 (a) The aggregate reduction of local government property tax
17 revenue during the property tax year commencing on January 1, 2023, as
18 a result of the changes made in Senate Bill 22-238, AS enacted in 2022,
19 EXCLUSIVE OF ANY CHANGES MADE IN THIS HOUSE BILL 23B-____,
20 ENACTED IN 2023, that reduced valuations for assessment set forth
21 pursuant to sections 39-1-104 (1)(b) and (1.8)(b), 39-1-104.2 (3)(q)(II)
22 and (3)(r)(II), and 39-3-104.3 (2); and

23 **SECTION 6.** In Colorado Revised Statutes, 39-3-210, **amend**
24 (2)(a), (2)(b)(I)(A), (2)(b)(II), (4)(a) introductory portion, and (5); **repeal**
25 (1)(a) and (4)(d); and **add** (1)(d.5), (2)(c), (2)(d), (4)(e), (4)(f), and (4.5)
26 as follows:

27 **39-3-210. Reporting of property tax revenue reductions -**

1 reimbursement of local governmental entities - definitions - local
2 government backfill cash fund - creation - repeal. (1) As used in this
3 section, unless the context otherwise requires:

4 (a) ~~"Additional state revenues" means the lesser of two hundred~~
5 ~~forty million dollars or the total amount of the state revenues in excess of~~
6 ~~the limitation on state fiscal year spending imposed by section 20 (7)(a)~~
7 ~~of article X of the state constitution that the state is required to refund~~
8 ~~under section 20 (7)(d) of article X of the state constitution, including any~~
9 ~~amount specified in section 24-77-103.8, that exceeds the amounts~~
10 ~~projected to be refunded as required by sections 39-3-209 and 39-22-627~~
11 ~~for the state fiscal year commencing on July 1, 2022.~~

12 (d.5) "LOCAL GOVERNMENTAL ENTITY" MEANS A GOVERNMENTAL
13 ENTITY AUTHORIZED BY LAW TO IMPOSE AD VALOREM TAXES ON TAXABLE
14 PROPERTY LOCATED WITHIN ITS TERRITORIAL LIMITS; EXCEPT THAT THE
15 TERM EXCLUDES SCHOOL DISTRICTS.

16 (2) (a) For the property tax year commencing on January 1, 2023,
17 for counties with a population of three hundred thousand or less as
18 determined pursuant to the most recently published population estimates
19 from the state demographer appointed by the executive director of the
20 department of local affairs:

21 (I) Each treasurer shall calculate the total property tax revenues
22 lost by each local governmental entity, excluding school districts, within
23 the treasurer's county as a result of the changes made in Senate Bill
24 22-238, enacted in 2022, AND THIS HOUSE BILL 23B-____, ENACTED IN
25 2023, that reduced valuations for assessment; ~~set forth pursuant to~~
26 ~~sections 39-1-104 (1)(b) and (1.8)(b), 39-1-104.2 (3)(q)(II) and (3)(r)(II);~~
27 ~~and 39-3-104.3 (2) and~~

1 (II) Each assessor shall calculate the difference in assessed value
2 of real property for EACH LOCAL GOVERNMENTAL ENTITY FOR the property
3 tax year commencing on January 1, 2022, and the property tax year
4 commencing on January 1, 2023, within the assessor's county.

5 (b) For the property tax year commencing on January 1, 2023, for
6 counties with a population greater than three hundred thousand as
7 determined pursuant to the most recently published population estimates
8 from the state demographer appointed by the executive director of the
9 department of local affairs:

10 (I) (A) Each treasurer shall calculate, for each municipality, fire
11 district, health service district, water district, sanitation district, and
12 library district, the aggregate reduction of local government property tax
13 revenue during the property tax year commencing on January 1, 2023, as
14 a result of the changes made in Senate Bill 22-238, enacted in 2022, AND
15 THIS HOUSE BILL 23B-___, ENACTED IN 2023, that reduced valuations for
16 assessment; ~~set forth pursuant to sections 39-1-104 (1)(b) and (1.8)(b),~~
17 ~~39-1-104.2 (3)(q)(II) and (3)(r)(II), and 39-3-104.3 (2);~~

18 (II) Each treasurer shall calculate, for all local governmental
19 entities besides municipalities, fire districts, health service districts, water
20 districts, sanitation districts, school districts, and library districts, the
21 aggregate reduction of local government property tax revenue during the
22 property tax year commencing on January 1, 2023, as a result of the
23 changes made in Senate Bill 22-238, enacted in 2022, AND THIS HOUSE
24 BILL 23B-___, ENACTED IN 2023, that reduced valuations for assessment.
25 ~~set forth pursuant to sections 39-1-104 (1)(b) and (1.8)(b), 39-1-104.2~~
26 ~~(3)(q)(II) and (3)(r)(II), and 39-3-104.3 (2).~~

27 (c) WHEN CALCULATING THE TOTAL PROPERTY TAX REVENUE

1 REDUCTION FOR A LOCAL GOVERNMENTAL ENTITY FOR THE PROPERTY TAX
2 YEAR COMMENCING ON JANUARY 1, 2023, AS REQUIRED BY THIS
3 SUBSECTION (2), A TREASURER SHALL USE THE LOCAL GOVERNMENTAL
4 ENTITY'S MILL LEVY FOR THE PROPERTY TAX YEAR COMMENCING ON
5 JANUARY 1, 2022, EXCLUDING ANY MILLS LEVIED TO PROVIDE FOR THE
6 PAYMENT OF BONDS AND INTEREST THEREON OR FOR THE PAYMENT OF
7 ANY OTHER CONTRACTUAL OBLIGATION THAT HAS BEEN APPROVED BY A
8 MAJORITY OF THE LOCAL GOVERNMENTAL ENTITY'S VOTERS VOTING
9 THEREON.

10 (d) FOR PURPOSES OF THIS SECTION, A LOCAL GOVERNMENTAL
11 ENTITY WITHIN A COUNTY INCLUDES THE COUNTY ITSELF.

12 (4) (a) No later than April 15, 2024, the state treasurer shall issue
13 a warrant, to be paid upon demand ~~from additional state revenues for the~~
14 ~~state fiscal year commencing on July 1, 2022, and, if necessary, from~~
15 ~~other~~ UNRESTRICTED money in the general fund, to each treasurer that is
16 equal to the total of:

17 ~~(d) The use of additional state revenues pursuant to subsection~~
18 ~~(4)(a) of this section is a reasonable method of refunding a portion of the~~
19 ~~excess state revenues required to be refunded in accordance with section~~
20 ~~20 (7)(d) of article X of the state constitution.~~

21 (e) IF A LOCAL GOVERNMENTAL ENTITY IS LOCATED IN MORE THAN
22 ONE COUNTY, THEN THE PART LOCATED IN EACH COUNTY IS TREATED LIKE
23 ANY OTHER LOCAL GOVERNMENTAL ENTITY LOCATED WITHIN THE COUNTY
24 FOR THE PURPOSE OF DETERMINING THE REIMBURSEMENT AMOUNT UNDER
25 SUBSECTION (4)(a) OF THIS SECTION.

26 (f) THE STATE TREASURER SHALL REDUCE A LOCAL
27 GOVERNMENTAL ENTITY'S REIMBURSEMENT AS NECESSARY TO PREVENT

1 THE LOCAL GOVERNMENTAL ENTITY FROM EXCEEDING ITS FISCAL YEAR
2 SPENDING LIMIT UNDER SECTION 20 (7)(b) OF ARTICLE X OF THE STATE
3 CONSTITUTION FOR THE FISCAL YEAR.

4 (4.5) NOTWITHSTANDING THE TIMING SET FORTH IN SUBSECTIONS
5 (3) AND (4)(a) OF THIS SECTION, IF A COUNTY TREASURER REPORTS THE
6 AMOUNTS SPECIFIED IN SUBSECTION (2) OF THIS SECTION IN ACCORDANCE
7 WITH SUBSECTION (3) OF THIS SECTION ON OR BEFORE FEBRUARY 15, 2024,
8 THE STATE TREASURER SHALL ISSUE A WARRANT IN ACCORDANCE WITH
9 SUBSECTION (4)(a) OF THIS SECTION NO LATER THAN FEBRUARY 29, 2024,
10 AND THE COUNTY TREASURERS SHALL DISTRIBUTE THE TOTAL AMOUNT
11 RECEIVED FROM THE STATE TREASURER TO THE LOCAL GOVERNMENTAL
12 ENTITIES IN ACCORDANCE WITH SUBSECTIONS (4)(b) AND (4)(c) OF THIS
13 SECTION ON OR BEFORE MARCH 10, 2024.

14 (5) On or before March 21, 2024, based on the information
15 available as of that date, the property tax administrator shall submit a
16 report to the general assembly describing the aggregate reduction of local
17 government property tax revenue during the property tax year
18 commencing on January 1, 2023, as a result of the changes made in
19 Senate Bill 22-238, enacted in 2022, AND THIS HOUSE BILL 23B-___,
20 ENACTED IN 2023, that reduced valuations for assessment. ~~set forth~~
21 ~~pursuant to sections 39-1-104 (1)(b) and (1.8)(b), 39-1-104.2 (3)(q)(H)~~
22 ~~and (3)(r)(H), and 39-3-104.3 (2).~~

23 **SECTION 7.** In Colorado Revised Statutes, 24-75-201.1, **amend**
24 (1)(d)(XXII) and (1)(d)(XXIII); and **add** (1)(d)(XXIV) as follows:

25 **24-75-201.1. Restriction on state appropriations - legislative**
26 **declaration - definitions.** (1) (d) For each fiscal year, unrestricted
27 general fund year-end balances must be retained as a reserve in the

1 following amounts:

2 (XXII) For the fiscal year 2021-22, thirteen and four-tenths
3 percent of the amount appropriated for expenditure from the general fund
4 for that fiscal year; **and**

5 (XXIII) For the fiscal year 2022-23, ~~and each fiscal year~~
6 ~~thereafter, fifteen~~ TEN AND FOUR-TENTHS percent of the amount
7 appropriated for expenditure from the general fund for that fiscal year;
8 AND

9 (XXIV) FOR THE FISCAL YEAR 2023-24 AND EACH FISCAL YEAR
10 THEREAFTER, FIFTEEN PERCENT OF THE AMOUNT APPROPRIATED FOR
11 EXPENDITURE FROM THE GENERAL FUND FOR THAT FISCAL YEAR.

12 **SECTION 8.** In Colorado Revised Statutes, **add** 39-1-125 as
13 follows:

14 **39-1-125. Property tax task force - creation - powers and**
15 **duties - report - repeal.** (1) NOTWITHSTANDING SECTION 2-3-303.3,
16 THERE IS CREATED IN THE LEGISLATIVE BRANCH THE PROPERTY TAX TASK
17 FORCE, REFERRED TO IN THIS SECTION AS THE "TASK FORCE". THE TASK
18 FORCE SHALL MEET IN 2023 ONLY TO DEVELOP A PERMANENT AND
19 SUSTAINABLE PROPERTY TAX STRUCTURE FOR THE STATE OF COLORADO.

20 (2) THE TASK FORCE CONSISTS OF THE FOLLOWING TWENTY-TWO
21 MEMBERS:

22 (a) SEVENTEEN VOTING MEMBERS CONSISTING OF:

23 (I) THREE MEMBERS FROM THE HOUSE OF REPRESENTATIVES WITH
24 EXPERIENCE IN LOCAL GOVERNMENT, TWO OF WHOM MUST BE APPOINTED
25 BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND ONE OF WHOM
26 MUST BE APPOINTED BY THE MINORITY LEADER OF THE HOUSE OF
27 REPRESENTATIVES;

1 (II) THREE MEMBERS FROM THE SENATE WITH EXPERIENCE IN
2 LOCAL GOVERNMENT, TWO OF WHOM MUST BE APPOINTED BY THE
3 PRESIDENT OF THE SENATE AND ONE OF WHOM MUST BE APPOINTED BY THE
4 MINORITY LEADER OF THE SENATE;

5 (III) THE PROPERTY TAX ADMINISTRATOR IN THE DIVISION OF
6 PROPERTY TAXATION OF THE DEPARTMENT OF LOCAL AFFAIRS;

7 (IV) ONE INDIVIDUAL WITH EXPERIENCE IN LOCAL GOVERNMENT,
8 APPOINTED BY A STATEWIDE ORGANIZATION REPRESENTING
9 MUNICIPALITIES AND LOCAL GOVERNMENTS;

10 (V) ONE INDIVIDUAL WHO HAS SERVED AS A COUNTY ASSESSOR,
11 APPOINTED BY THE COLORADO ASSESSORS' ASSOCIATION;

12 (VI) ONE INDIVIDUAL WITH EXPERIENCE IN SPECIAL DISTRICTS,
13 APPOINTED BY THE SPECIAL DISTRICT ASSOCIATION OF COLORADO;

14 (VII) TWO INDIVIDUALS WHO HAVE SERVED ON A LOCAL SCHOOL
15 BOARD, APPOINTED BY THE COLORADO ASSOCIATION OF SCHOOL BOARDS;

16 AND

17 (VIII) THE FOLLOWING COUNTY COMMISSIONERS, APPOINTED BY
18 A STATEWIDE ORGANIZATION REPRESENTING THE MAJORITY OF THE
19 COUNTIES IN COLORADO AND REPRESENTING THE FOLLOWING REGIONS AS
20 DEFINED IN SECTION 26-5-103.5 (2)(d):

21 (A) ONE COUNTY COMMISSIONER FROM THE EASTERN REGION OF
22 COLORADO;

23 (B) ONE COUNTY COMMISSIONER FROM THE FRONT RANGE REGION
24 OF COLORADO;

25 (C) ONE COUNTY COMMISSIONER FROM THE MOUNTAIN REGION OF
26 COLORADO;

27 (D) ONE COUNTY COMMISSIONER FROM THE SOUTHERN REGION OF

1 COLORADO; AND
2 (E) ONE COUNTY COMMISSIONER FROM THE WESTERN REGION OF
3 COLORADO;
4 (b) FIVE NONVOTING MEMBERS CONSISTING OF:
5 (I) ONE INDIVIDUAL APPOINTED BY COLORADO CONCERN;
6 (II) ONE INDIVIDUAL APPOINTED BY THE COLORADO APARTMENT
7 ASSOCIATION;
8 (III) ONE INDIVIDUAL APPOINTED BY THE COLORADO CHAMBER OF
9 COMMERCE;
10 (IV) ONE INDIVIDUAL APPOINTED BY THE BUILDING OWNERS AND
11 MANAGERS ASSOCIATION INTERNATIONAL; AND
12 (V) ONE INDIVIDUAL APPOINTED BY THE COMMERCIAL REAL
13 ESTATE DEVELOPMENT ASSOCIATION.
14 (3) (a) ALL APPOINTMENTS DESCRIBED IN SUBSECTION (2) OF THIS
15 SECTION MUST BE MADE NO LATER THAN NOVEMBER 27, 2023. MEMBERS
16 OF THE TASK FORCE SERVE AT THE PLEASURE OF THE APPLICABLE
17 APPOINTING AUTHORITY OR UNTIL THE MEMBER NO LONGER SERVES IN THE
18 POSITION FOR WHICH THAT MEMBER WAS APPOINTED TO THE TASK FORCE,
19 AT WHICH TIME A VACANCY IS DEEMED TO EXIST ON THE TASK FORCE. IF
20 A VACANCY ARISES ON THE TASK FORCE, THE APPROPRIATE APPOINTING
21 AUTHORITY SHALL APPOINT A REPLACEMENT MEMBER THAT MEETS THE
22 REQUIREMENTS SET FORTH IN SUBSECTION (2) OF THIS SECTION FOR THE
23 VACANT POSITION.
24 (b) THE TASK FORCE SHALL ELECT A CHAIR AND A VICE-CHAIR AT
25 THE FIRST MEETING, WHICH MUST BE HELD ON OR BEFORE DECEMBER 1,
26 2023. THE CHAIR MUST BE FROM THE SENATE AND THE VICE-CHAIR MUST
27 BE FROM THE HOUSE OF REPRESENTATIVES.

1 (4) THE TASK FORCE SHALL MEET AS MANY TIMES AS NECESSARY
2 TO DELIVER A REPORT IN ACCORDANCE WITH SUBSECTION (6) OF THIS
3 SECTION. TASK FORCE MEETINGS MUST BE OPEN TO THE PUBLIC, AND THE
4 TASK FORCE SHALL SOLICIT THE TESTIMONY OF THE MEMBERS OF THE
5 PUBLIC.

6 (5) THE MEMBERS OF THE TASK FORCE APPOINTED PURSUANT TO
7 SUBSECTIONS (2)(a)(I) AND (2)(a)(II) OF THIS SECTION ARE ENTITLED TO
8 RECEIVE COMPENSATION AND REIMBURSEMENT OF EXPENSES AS PROVIDED
9 IN SECTION 2-2-326.

10 (6) THE TASK FORCE SHALL MAKE A REPORT TO THE HOUSE OF
11 REPRESENTATIVES FINANCE COMMITTEE AND THE SENATE FINANCE
12 COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, NO LATER THAN
13 DECEMBER 31, 2023. THE TASK FORCE IS DISBANDED AFTER IT MAKES ITS
14 REPORT.

15 (7) THE PURPOSES OF THE TASK FORCE ARE TO:

16 (a) IDENTIFY THE CAUSES OF INCREASINGLY BURDENSOME
17 PROPERTY TAXES ACROSS COLORADO;

18 (b) REVIEW BEST PRACTICES IN PUBLIC POLICY STRATEGIES THAT
19 CREATE SHORT-TERM AND LONG-TERM PROPERTY TAX RELIEF FOR
20 HOMEOWNERS AND BUSINESSES, WHILE PREVENTING LAPSES IN THE
21 ADMINISTRATION OF PUBLIC SERVICES BY LOCAL GOVERNMENTS THAT
22 RELY ON PROPERTY TAX REVENUE TO PROVIDE SUCH PUBLIC SERVICES;
23 AND

24 (c) MAKE RECOMMENDATIONS TO ASSIST IN THE DEVELOPMENT OF
25 SHORT-TERM AND LONG-TERM LEGISLATIVE CHANGES NEEDED TO CREATE
26 SHORT-TERM AND LONG-TERM PROPERTY TAX RELIEF FOR HOMEOWNERS
27 AND BUSINESSES.

1 (8) THE DIRECTOR OF RESEARCH OF THE LEGISLATIVE COUNCIL
2 AND THE DIRECTOR OF THE OFFICE OF LEGISLATIVE LEGAL SERVICES SHALL
3 SUPPLY STAFF ASSISTANCE TO THE TASK FORCE AS THEY DEEM
4 APPROPRIATE, WITHIN EXISTING APPROPRIATIONS.

5 (9) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2025.

6 **SECTION 9.** In Colorado Revised Statutes, 39-21-304, **amend**
7 (1)(a) as follows:

8 **39-21-304. Tax expenditure - tax preference performance**
9 **statement - tax expenditure repeal requirement.** (1) (a) On and after
10 January 1, 2021, UNLESS OTHERWISE PROVIDED BY LAW, any bill that
11 creates a new tax expenditure or extends an expiring tax expenditure must
12 include a tax preference performance statement as part of a statutory
13 legislative declaration.

14 **SECTION 10.** In Colorado Revised Statutes, 39-22-104, **amend**
15 (1.7)(c) and (2); and **add** (1.9) as follows:

16 **39-22-104. Income tax imposed on individuals, estates, and**
17 **trusts - single rate - report - legislative declaration - definitions -**
18 **repeal.** (1.7) (c) ~~Except as otherwise provided in section 39-22-627,~~
19 Subject to subsection (2) of this section, with respect to THE taxable years
20 YEAR commencing on ~~or after~~ January 1, 2022, AND TAXABLE YEARS
21 COMMENCING ON OR AFTER JANUARY 1, 2024, a tax of four and forty
22 one-hundredths percent is imposed on the federal taxable income, as
23 determined pursuant to section 63 of the internal revenue code, of every
24 individual, estate, and trust.

25 (1.9) (a) SUBJECT TO SUBSECTION (2) OF THIS SECTION, WITH
26 RESPECT TO THE TAXABLE YEAR COMMENCING ON JANUARY 1, 2023, A
27 TAX OF FOUR PERCENT IS IMPOSED ON THE FEDERAL TAXABLE INCOME, AS

1 DETERMINED PURSUANT TO SECTION 63 OF THE INTERNAL REVENUE CODE,
2 OF EVERY INDIVIDUAL, ESTATE, AND TRUST.

3 (b) THE RATE REDUCTION SET FORTH IN SUBSECTION (1.9)(a) OF
4 THIS SECTION IS NOT SUBJECT TO THE REQUIREMENTS SET FORTH IN
5 SECTION 39-21-304 (1)(a).

6 (2) Prior to the application of the rate of tax prescribed in
7 subsection (1), (1.5), ~~or~~ (1.7), OR (1.9) of this section, the federal taxable
8 income shall be modified as provided in subsections (3) and (4) of this
9 section.

10 **SECTION 11.** In Colorado Revised Statutes, 39-22-301, **amend**
11 (1)(d)(I)(K); and **add** (1)(d)(I)(L) as follows:

12 **39-22-301. Corporate tax imposed - repeal.** (1) (d) (I) A tax is
13 imposed upon each domestic C corporation and foreign C corporation
14 doing business in Colorado annually in an amount of the net income of
15 such C corporation during the year derived from sources within Colorado
16 as set forth in the following schedule of rates:

17 (K) ~~Except as otherwise provided in section 39-22-627,~~ For THE
18 income tax years YEAR commencing on ~~or after~~ January 1, 2022, AND FOR
19 INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2024, four
20 and forty one-hundredths percent of the Colorado net income; AND

21 (L) FOR THE INCOME TAX YEAR COMMENCING ON JANUARY 1,
22 2023, FOUR PERCENT OF THE COLORADO NET INCOME. THE RATE
23 REDUCTION SET FORTH IN THIS SUBSECTION (1)(d)(I)(L) IS NOT SUBJECT TO
24 THE REQUIREMENTS SET FORTH IN SECTION 39-21-304 (1)(a).

25 **SECTION 12.** In Colorado Revised Statutes, 22-40-102, **amend**
26 (3) and (6) as follows:

27 **22-40-102. Certification - tax revenues - repeal.** (3) (a) The

1 board of education of a school district ~~which~~ THAT had an actual
2 enrollment of more than fifty thousand pupils during the preceding school
3 year may make the certification provided for in subsection (1) of this
4 section no later than December 15.

5 (b) (I) FOR THE PROPERTY TAX YEAR COMMENCING ON JANUARY
6 1, 2023, THE DEADLINE SET FORTH IN SUBSECTION (3)(a) OF THIS SECTION
7 IS POSTPONED FROM DECEMBER 15, 2023, TO JANUARY 10, 2024.

8 (II) THIS SUBSECTION (3)(b) IS REPEALED, EFFECTIVE JULY 1, 2025.

9 (6) (a) Each school district, with such assistance as may be
10 required from the department of education, shall inform the county
11 treasurer for each county within the district's boundaries no later than
12 December 15 of each year of said district's general fund mill levy in the
13 absence of funds estimated to be received by said district pursuant to the
14 "Public School Finance Act of 1994", article 54 of this ~~title~~ TITLE 22, and
15 the estimated funds to be received for the general fund of the district from
16 the state.

17 (b) (I) FOR THE PROPERTY TAX YEAR COMMENCING ON JANUARY
18 1, 2023, THE DEADLINE SET FORTH IN SUBSECTION (6)(a) OF THIS SECTION
19 IS POSTPONED FROM DECEMBER 15, 2023, TO JANUARY 10, 2024.

20 (II) THIS SUBSECTION (6)(b) IS REPEALED, EFFECTIVE JULY 1, 2025.

21 **SECTION 13.** In Colorado Revised Statutes, 29-1-108, **amend**
22 (4) as follows:

23 **29-1-108. Adoption of budget - appropriations - failure to**
24 **adopt - repeal.** (4) (a) If the appropriations for the budget year have not
25 been made by December 31 of the current fiscal year, then ninety percent
26 of the amount appropriated in the current fiscal year for operation and
27 maintenance expenses shall be deemed reappropriated for the budget

1 year.

2 (b) (I) APPROPRIATIONS FOR THE 2024 BUDGET YEAR, IF SUCH
3 APPROPRIATIONS ARE IMPACTED DUE TO CHANGES TO THE ASSESSED
4 VALUATION OF PROPERTY WITHIN THE LOCAL GOVERNMENT'S BOUNDARIES
5 MADE PURSUANT TO THIS HOUSE BILL 23B-____, ENACTED IN 2023, MAY
6 BE MADE NOTWITHSTANDING SUBSECTION (4)(a) OF THIS SECTION AND DO
7 NOT CONSTITUTE A CHANGE TO THE LOCAL GOVERNMENT'S ADOPTED
8 BUDGET REQUIRING COMPLIANCE WITH SECTION 29-1-109.

9 (II) THIS SUBSECTION (4)(b) IS REPEALED, EFFECTIVE JULY 1, 2025.

10 **SECTION 14.** In Colorado Revised Statutes, 29-1-109, **amend**
11 (2)(a) and (2)(c) as follows:

12 **29-1-109. Changes to budget - transfers - supplemental**
13 **appropriations - repeal.** (2) (a) (I) Any transfer, supplemental
14 appropriation, or revised appropriation made pursuant to this section shall
15 be made only by ordinance or resolution which complies with the notice
16 provisions of section 29-1-106.

17 (II) (A) NOTWITHSTANDING SUBSECTION (2)(a)(I) OF THIS
18 SECTION, IF AFTER ADOPTION OF A BUDGET ON OR BEFORE DECEMBER 31,
19 2023, FOR THE 2024 FISCAL YEAR, AN ORDINANCE OR RESOLUTION MAKING
20 A TRANSFER, SUPPLEMENTAL APPROPRIATION, OR REVISED APPROPRIATION
21 IS REQUIRED PURSUANT TO THIS SECTION DUE TO THE CHANGES TO THE
22 ASSESSED VALUATION OF PROPERTY WITHIN THE LOCAL GOVERNMENT'S
23 BOUNDARIES PURSUANT TO THIS HOUSE BILL 23B-____, ENACTED IN 2023,
24 THE ORDINANCE OR RESOLUTION DOES NOT NEED TO COMPLY WITH THE
25 NOTICE PROVISIONS OF SECTION 29-1-106.

26 (B) THIS SUBSECTION (2)(a)(II) IS REPEALED, EFFECTIVE JULY 1,
27 2025.

1 (c) (I) For supplemental budgets and appropriations, such
2 ordinance or resolution shall set forth in full the source and amount of
3 such revenue, the purpose for which such revenues are being budgeted
4 and appropriated, and the fund or spending agency which shall make such
5 supplemental expenditure. A certified copy of such ordinance or
6 resolution shall be filed with the division.

7 (II) (A) FOR THE 2024 FISCAL YEAR, FOR SUPPLEMENTAL BUDGETS
8 AND APPROPRIATIONS REQUIRED DUE TO THE CHANGES TO THE ASSESSED
9 VALUATION OF PROPERTY WITHIN THE LOCAL GOVERNMENT'S BOUNDARIES
10 PURSUANT TO THIS HOUSE BILL 23B-____, ENACTED IN 2023, SUCH
11 CHANGES ARE A SUFFICIENT PURPOSE TO SATISFY THE REQUIREMENTS SET
12 FORTH IN SUBSECTION (2)(c)(I) OF THIS SECTION.

13 (B) THIS SUBSECTION (2)(c)(II) IS REPEALED, EFFECTIVE JULY 1,
14 2025.

15 **SECTION 15.** In Colorado Revised Statutes, 39-1-111, **amend**
16 (1) and (5) as follows:

17 **39-1-111. Taxes levied by board of county commissioners -**
18 **repeal.** (1) (a) No later than December 22 in each year, the board of
19 county commissioners in each county of the state, or such other body in
20 the city and county of Denver as ~~shall be~~ IS authorized by law to levy
21 taxes, or the city council of the city and county of Broomfield, shall,
22 either by an order to be entered in the record of its proceedings or by
23 written approval, levy against the valuation for assessment of all taxable
24 property located in the county on the assessment date, and in the various
25 towns, cities, school districts, and special districts within such county, the
26 requisite property taxes for all purposes required by law.

27 (b) (I) FOR THE PROPERTY TAX YEAR COMMENCING ON JANUARY

1 1, 2023, THE DEADLINE SET FORTH IN SUBSECTION (1)(a) OF THIS SECTION
2 IS POSTPONED FROM DECEMBER 22, 2023, TO JANUARY 17, 2024.

3 (II) THIS SUBSECTION (1)(b) IS REPEALED, EFFECTIVE JULY 1, 2025.

4 (5) (a) If, after certification of the valuation for assessment
5 pursuant to section 39-5-128 and notification of total actual value
6 pursuant to section 39-5-121 (2)(b) but prior to December 10, changes in
7 such valuation for assessment or total actual value are made by the
8 assessor, the assessor shall send a single notification to the board of
9 county commissioners or other body authorized by law to levy property
10 taxes, to the division of local government, and to the department of
11 education that includes all of such changes that have occurred during said
12 specified period of time. Upon receipt of such notification, such board or
13 body shall make adjustments in the tax levies to ensure compliance with
14 section 29-1-301, ~~C.R.S.~~, if applicable, and may make adjustments in
15 order that the same amount of revenue be raised. A copy of any
16 adjustment to tax levies shall be transmitted to the administrator and
17 assessor. Nothing in this subsection (5) shall be construed as conferring
18 the authority to exceed statutorily imposed mill levy or revenue-raising
19 limits.

20 (b) (I) FOR THE PROPERTY TAX YEAR COMMENCING ON JANUARY
21 1, 2023, THE DEADLINE SET FORTH IN SUBSECTION (5)(a) OF THIS SECTION
22 IS POSTPONED FROM DECEMBER 10, 2023, TO JANUARY 3, 2024.

23 (II) THIS SUBSECTION (5)(b) IS REPEALED, EFFECTIVE JULY 1, 2025.

24 **SECTION 16.** In Colorado Revised Statutes, 39-3-207, **amend**
25 (2)(b) as follows:

26 **39-3-207. Reporting of exemptions - reimbursement to local**
27 **governmental entities.** (2) (b) No later than December 1, 2002, and no

1 later than each December 1 thereafter, and after examining the reports
2 sent by each assessor, denying claims for exemptions, and deciding
3 protests in accordance with ~~paragraph (a) of this subsection (2)~~
4 SUBSECTION (2)(a) OF THIS SECTION, the administrator shall provide
5 written notice to the assessor of each county in which an exemption
6 application has been denied because the applicant filed multiple
7 exemption applications with the identity of the applicant who filed
8 multiple exemption applications and the denial of the exemption. No later
9 than December 1, 2016, and no later than each December 1 thereafter,
10 and after examining the reports sent by each assessor, denying claims for
11 exemptions, and deciding protests in accordance with ~~paragraph (a) of~~
12 ~~this subsection (2)~~ SUBSECTION (2)(a) OF THIS SECTION, the administrator
13 shall also provide written notice to the assessor of each county in which
14 an exemption application has been denied for any other reason with the
15 identity of the applicant and the denial of the exemption, specifying the
16 reason for the denial. No later than January 10, 2017, and no later than
17 each January 10 thereafter; EXCEPT THAT, FOR 2024, NO LATER THAN
18 JANUARY 24, each assessor shall forward to the administrator a partial
19 copy of the tax warrant for the assessor's county that includes only
20 property for which the assessor has granted an exemption. The
21 administrator shall examine the tax warrants to ensure that no additional
22 exemptions have been allowed since the administrator examined the
23 reports previously received from the assessors and that each assessor has
24 removed from the tax warrant all exemptions that the administrator
25 previously denied. No later than January 17, 2017, and no later than each
26 January 17 thereafter; EXCEPT THAT, FOR 2024, NO LATER THAN JANUARY
27 31, the administrator shall notify each assessor and each treasurer of any

1 exemptions to be removed from the tax warrant.

2 **SECTION 17.** In Colorado Revised Statutes, 39-5-128, **amend**
3 (1) as follows:

4 **39-5-128. Certification of valuation for assessment - repeal.**

5 (1) (a) No later than August 25 of each year, the assessor shall certify to
6 the department of education, to the clerk of each town and city, to the
7 secretary of each school district, and to the secretary of each special
8 district within the assessor's county the total valuation for assessment of
9 all taxable property located within the territorial limits of each such town,
10 city, school district, or special district and shall notify each such clerk,
11 secretary, and board to officially certify the levy of such town, city,
12 school district, or special district to the board of county commissioners no
13 later than December 15. The assessor shall also certify to the secretary of
14 each school district the actual value of the taxable property in the district.

15 (b) (I) FOR THE PROPERTY TAX YEAR COMMENCING ON JANUARY
16 1, 2023, THE DEADLINE SET FORTH IN SUBSECTION (1)(a) OF THIS SECTION
17 FOR OFFICIALLY CERTIFYING A LEVY IS POSTPONED FROM DECEMBER 15,
18 2023, TO JANUARY 10, 2024.

19 (II) THIS SUBSECTION (1)(b) IS REPEALED, EFFECTIVE JULY 1, 2025.

20 **SECTION 18.** In Colorado Revised Statutes, **amend** 39-5-129 as
21 follows:

22 **39-5-129. Delivery of tax warrant - public inspection - repeal.**

23 (1) As soon as practicable after the requisite taxes for the year have been
24 levied but in no event later than January 10 of each year, the assessor
25 shall deliver the tax warrant under ~~his~~ THE hand and official seal OF THE
26 ASSESSOR to the treasurer, which shall be made readily available to the
27 general public during the collection year in a convenient location in the

1 courthouse. The assessor shall retain one or more true copies thereof,
2 which shall be made readily available to the general public during the
3 collection year in a convenient location in the courthouse. Such tax
4 warrant shall set forth the assessment roll, reciting the persons in whose
5 names taxable property in the county has been listed, the class of such
6 taxable property and the valuation for assessment thereof, the several
7 taxes levied against such valuation, and the amount of such taxes
8 extended against each separate valuation. At the end of the warrant, the
9 aggregate of all taxes levied shall be totaled, balanced, and prorated to the
10 several funds of each levying authority, and the treasurer shall be
11 commanded to collect all such taxes.

12 (2) (a) FOR THE PROPERTY TAX YEAR COMMENCING ON JANUARY
13 1, 2023, THE DEADLINE SET FORTH IN SUBSECTION (1) OF THIS SECTION IS
14 POSTPONED FROM JANUARY 10, 2024, TO JANUARY 24, 2024.

15 (b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JULY 1, 2025.

16 **SECTION 19.** In Colorado Revised Statutes, 39-10-103, **add**
17 (1)(c) as follows:

18 **39-10-103. Tax statement - repeal.** (1) (c) (I) FOR THE
19 PROPERTY TAX YEAR COMMENCING ON JANUARY 1, 2023, THE TREASURER
20 SHALL MAIL THE STATEMENT AS SOON AS PRACTICABLE AFTER JANUARY
21 24, 2024.

22 (II) THIS SUBSECTION (1)(c) IS REPEALED, EFFECTIVE JULY 1, 2025.

23 **SECTION 20.** In Colorado Revised Statutes, 39-10-104.5,
24 **amend** (3)(a) as follows:

25 **39-10-104.5. Payment dates - optional payment dates - failure**
26 **to pay - delinquency - repeal.** (3) (a) (I) If the first installment is not
27 paid on or before the last day of February, then delinquent interest on the

1 first installment shall accrue at the rate of one percent per month from the
2 first day of March until the date of payment; except that, if payment of the
3 first installment is made after the last day of February but not later than
4 thirty days after the mailing by the treasurer of the tax statement, or true
5 and actual notification of an electronic statement, pursuant to section
6 39-10-103 (1)(a), no such delinquent interest shall accrue. If the second
7 installment is not paid by the fifteenth day of June, delinquent interest on
8 the second installment shall accrue at the rate of one percent per month
9 from the sixteenth day of June until the date of payment. Interest on the
10 first installment shall continue to accrue at the same time that interest is
11 accruing on the unpaid portion of the second installment. The taxpayer
12 shall continue to have the option of paying delinquent property taxes in
13 two equal installments until one day prior to the sale of the tax lien on
14 such property pursuant to article 11 of this ~~title~~ TITLE 39.

15 (II) (A) FOR THE PROPERTY TAX YEAR COMMENCING ON JANUARY
16 1, 2023, DELINQUENT INTEREST DOES NOT ACCRUE IF PAYMENT OF THE
17 FIRST INSTALLMENT IS MADE AFTER THE LAST DAY OF FEBRUARY BUT NOT
18 LATER THAN TEN DAYS AFTER THE MAILING BY THE TREASURER OF THE
19 TAX STATEMENT, OR TRUE AND ACTUAL NOTIFICATION OF AN ELECTRONIC
20 STATEMENT, PURSUANT TO SECTION 39-10-103 (1).

21 (B) THIS SUBSECTION (3)(a)(II) IS REPEALED, EFFECTIVE JULY 1,
22 2025.

23 **SECTION 21. Safety clause.** The general assembly finds,
24 determines, and declares that this act is necessary for the immediate
25 preservation of the public peace, health, or safety or for appropriations for
26 the support and maintenance of the departments of the state and state
27 institutions.